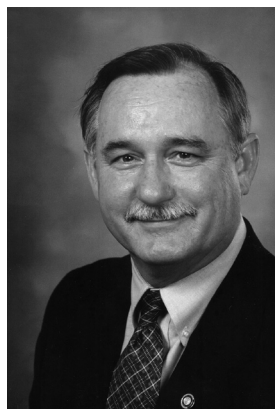


## Motor Carrier Services Director Dies at Age 55

Larry Thomason of Kennett, Mo., died Thursday, Dec. 11, 2003, at Capitol Regional Medical Center in Jefferson City following a heart attack during minor surgery.

A former Missouri legislator, Thomason left the legislature after 10 years of service to accept a position as director of the Missouri Highway Reciprocity Commission in 1998. In July 2002 the agency, along with other functions, were transferred to create the Motor Carrier Services Unit of the Missouri Department of Transportation.

Thomason was active in organizations concerning transportation laws and regulations including serving as chair of the Agreement Procedures Committee of the International Fuel Tax Association Inc. and member of the Financial Study Committee for the International Registration Plan, Inc. He was



one of the leaders of the establishment of the "One-Stop Shop" concept in Missouri for the consolidation of regulatory requirements for the trucking industry.

More than 200 friends, co-workers and colleagues attended a memorial service

held in the capitol rotunda on Dec. 18. Gov. Bob Holden, Fred Brown (a personal friend) and Pat Goff of MoDOT spoke at the service led by Chuck Miller.

Thomason is survived by his wife, Diane, and daughter, Sarah.

## MoDOT Implements Medical Exemption Program

The Missouri Department of Transportation's Motor Carrier Services Unit has implemented the Medical Exemption Program, which mirrors the Federal Motor Carrier Safety Administration programs for interstate drivers.

This program will enable individuals with amputated or impaired limbs or impaired vision to apply for intrastate skill-performance-evaluation certificates. After demonstrating their abilities, these drivers can become legally qualified to operate commercial motor vehicles in Missouri intrastate commerce.

The program allows otherwise qualified individuals with vision and physical disabilities to drive commercial vehicles if they satisfy alternative

requirements that demonstrate their ability to maintain an equivalent or greater level of safety while operating commercial motor vehicles.

More information on who may qualify and how tests are administered is available by calling MoDOT Motor Carrier Services toll-free at 1-866-831-6277 or by writing MCS at the following address.

### Motor Carrier Services

#### Medical Exemption Program

Kathy Hatfield

P.O. Box 893

Jefferson City, MO 65105

Phone: 573-522-9001

Toll Free: 866-831-6277

E-mail [kathy.hatfield@modot.mo.gov](mailto:kathy.hatfield@modot.mo.gov)

[www.modot.org](http://www.modot.org)

[www.carrier.state.mo.us](http://www.carrier.state.mo.us)

## Inside

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# Federal Motor Carrier Safety and Hazardous-Materials Regulation Updates

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## New Drug & Alcohol Management Information Data Collection Forms

**Title:** *Procedures for Transportation Workplace Drug and Alcohol Testing Programs: Drug and Alcohol Management Information System Reporting*; Final rule; RIN 2105-AD35; (68 FR 75455);

**Summary:** Each of the U.S. Department of Transportation's drug and alcohol testing rules include requirements for select employers to submit drug and alcohol testing data to five DOT agencies. In the past, these employers have been required to use 21 different agency-specific Management Information System forms for this purpose.

The department recently published a final rule revising these MIS forms and transforming them into a single one-page form for use throughout all the DOT agencies. The requirement for use of the form is now in 49 CFR, Part 40. By this action, the DOT agencies endorse the use of this single form, provide their regulated employers with guidance for submission of the form and amend their rules accordingly. The DOT agencies are: Federal Motor Carrier Safety Administration, Federal Aviation Administration, Federal Transit Administration, Federal Railroad Administration, and Research and Special Programs Administration.

## Required Background Checks on CDL Drivers With HazMat Endorsements

**Title:** *Limitations on the Issuance of Commercial Driver's Licenses With a Hazardous Materials Endorsement*; Interim final rule; delay of compliance date; request for comments; RIN 2126-AA70; FMCSA-2001-11117; (68 FR 63030);

**Summary:** The FMCSA amends the Federal Motor Carrier Safety Regulations prohibiting states from issuing, renewing, transferring or upgrading a commercial driver's license with a hazardous-materials endorsement unless the Transportation Security Administration has first conducted a background records check of the applicant and determined they do not pose a security risk warranting denial of the hazardous materials endorsement.

The compliance date provisions being revised require states to collect fingerprints from individuals applying for, renewing, upgrading or transferring a hazmat endorsement for a CDL beginning Nov. 3, 2003. FMCSA and TSA are changing that date to April 1, 2004, and TSA may postpone that date to not later than Dec. 1, 2004.

## New HazMat Incident Reporting Requirements and Form

**RSPA-99-5013 (HM-229); Hazardous Materials: Revisions to Incident Reporting Requirements and the Hazardous Materials Incident Report Form**; Final rule; Published 12/3/2003; Effective Date: July 1, 2004; 68 FR 67745.

**Summary:** RSPA is revising the incident reporting requirements of the Hazardous Materials Regulations and the hazardous materials incident report form, DOT Form F 5800.1. The major changes adopted in this final rule include: Collecting more specific information on the incident reporting form; expanding reporting exceptions; expanding reporting requirements to persons other than carriers; reporting undeclared shipments of hazardous materials; and reporting non-release incidents involving cargo tanks.

These revisions will ensure an increase in the usefulness of data collected for risk analysis and management by government and industry and, where possible, provide relief from regulatory requirements.

## At What Point Do The HazMat Regulations Apply to You?

**RSPA-98-4952 (HM-223); Applicability of the Hazardous Materials Regulations to Loading, Unloading, and Storage**; Final rule; Published 10/30/2003; Effective Date: October 1, 2004; 68 FR 61905.

**Summary:** RSPA is clarifying the applicability of the Hazardous Materials Regulations to specific functions and activities, including hazardous materials loading and unloading operations and storage of hazardous materials during transportation. We are also listing in the HMR pre-transportation functions to which the HMR apply. Pre-transportation functions are functions performed to prepare hazardous materials for transportation in commerce by persons who offer a hazardous material for transportation or cause a hazardous material to be transported.

Transportation functions are functions performed as part of the actual movement of hazardous materials in commerce, including loading, unloading, and storage of hazardous materials that is incidental to that movement. For purposes of applicability of the HMR, "transportation in commerce" begins when a carrier takes possession of a hazardous material and continues until the carrier delivers the package containing the hazardous material to its destination as indicated on shipping papers or other shipping documentation.

## Motor Coach Inspections Begin in May

MoDOT's Motor Carrier Services Enforcement Section will begin the spring 2004 passenger carrier-safety-inspection season in May. The inspections will continue throughout the year across the state concentrating on heavy tourist areas.

MoDOT is continuously emphasizing safety compliance requirements for both equipment and driver. Annual statistics from this program indicates improvements in compliance which has reduced Out-Of-Service (OOS) drivers and equipment violations.

## Enforcement Activity

Since our last newsletter, Motor Carrier Services discovered economic and/or safety violations of state and/or federal rules and regulations and prosecuted the following carriers:

Angel 1 Sedan & Limousine Service  
Bumgarner, Jerry  
Coffey, Keith and Amy  
Cunningham, Wade A.  
D & L Transport LLC  
Daniel Farms  
Daniel, Walt  
Doug Eilenstine Excavating  
Duff, Wayde  
Fender Trucking Inc.  
Fleshman Excavating Inc.  
Formento, Farrell  
Full Circle Auto Recyclers Inc.  
Gray Trucking Co. LLC  
Hankins Grain Company  
Jed Limousine Inc.  
Johnston, Margie  
K & R Wood Products Inc.  
Ochoa, Rudy Jr.  
Orfs Limousine Services LLC  
Pilot Grove Cooperative Elevator Inc.  
Purdy, Jamie  
Robert, Larry and Stanley, Loges  
Shackelford Trucking LLC  
Shryack Givens Grocery Co.  
Smith Sand & Gravel  
Stieferman, Douglas  
Watters, Maurice and Dale  
Wayne Macy Trucking Inc.

The number of vehicles pulled in and weighed at Missouri weigh stations from Oct. 1 to Dec. 31, 2003 was 912,752.

# Employee News

## Promotions

**Jim Smith** has been promoted to intermediate clerk in the Compliance Communication Center.

## Datelines

### Feb. 29

IFTA license and decals must be displayed

### Apr. 30

First quarter IFTA returns due

## Did You Know?

A previous article in this newsletter explained the ability of common motor carriers in interstate commerce to qualify for an exemption from paying sales tax on the purchase of tractors, trailers or trucks.

Carriers who claim the exemption and do not use the vehicle in interstate commerce may be subject to audit by the Department of Revenue and be required to pay those fees to the State of Missouri. Motor Carrier Services will cooperate with the Department of Revenue in conjunction with this exemption.

## News on Wheels

Missouri Department of  
Transportation  
Motor Carrier Services  
P.O. Box 1216  
Jefferson City, MO 65102  
573.751.7100  
Toll Free: 866.831.6277  
Fax: 573.526.3651  
[www.carrier.state.mo.us](http://www.carrier.state.mo.us)

Additional copies available upon request.  
If you have any questions or comments,  
please send them to the address at left.

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## News on Wheels

Missouri Department of Transportation  
Motor Carrier Services  
P.O. Box 1216  
Jefferson City, MO 65102

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Motor Carrier Services	Address	Phone & Fax
<b>International Registration Plan</b> Regulations, IRP applications, reciprocity, trip permits, temporary authorizations, license plates, cab cards	<b>Location:</b> 1617 Southridge Drive Jefferson City, MO 65109 <b>Mail:</b> P. O. Box 893 Jefferson City, MO 65105	573-751-6433 Fax: 573-751-0916
<b>International Fuel Tax Agreement</b> Regulations, Missouri IFTA applications, temporary fuel permits	<b>Location:</b> 1617 Southridge Drive Jefferson City, MO 65109 <b>Mail:</b> P. O. Box 893 Jefferson City, MO 65105	573-751-6433 Fax: 573-751-0916
<b>Overdimension and Overweight</b> Regulations, permits, blanket permits	<b>Location:</b> 2211 St. Mary's Blvd. Jefferson City, MO 65109 <b>Mail:</b> P. O. Box 270 Jefferson City, MO 65102	573-751-2871 or (800) 877-8499 Fax: 573-751-7408
<b>Single State Registration, Interstate Exempt, Intrastate Authority, Housemovers License, Hazardous Waste and Waste Tires</b> Applications, SSRS receipts, stamps, stickers, licenses, proof of insurance	<b>Location:</b> 1617 Southridge Drive, Jefferson City, MO 65109 <b>Mail:</b> P. O. Box 1216 Jefferson City, MO 65102	573-751-3358 or 866-831-6277 Fax: 573-522-6708
<b>Safety and HM Regulations/Enforcement</b> Information, regulations, training, compliance reviews, educational contacts, complaint investigations	<b>Location:</b> 301 W. High, Truman Bldg., Room 230, Jefferson City, MO 65101 <b>Mail:</b> P. O. Box 1216 Jefferson City, MO 65102	573-751-7117 or 866-831-6277 Fax: 573-751-4354

Web sites: [www.carrier.state.mo.us](http://www.carrier.state.mo.us) and [www.modot.org](http://www.modot.org)